

BEFORE THE
ILLINOIS COMMERCE COMMISSION

IN THE MATTER OF:

THE DEPARTMENT OF TRANSPORTATION
OF THE STATE OF ILLINOIS, for and
on behalf of the PEOPLE OF THE
STATE OF ILLINOIS,

Petitioner

VS

No. T14-0107

ILLINOIS CENTRAL RAILROAD COMPANY,)

Respondent .

Petition for an order authorizing)
Removal and replacement of)
Existing overpass structure)
(SN: 016-1052) carrying FAI)
Route 55 southbound lanes over)
Existing Illinois Central Railroad)
Company tracks and Metra tracks)
from FAI Route 94 (Dan Ryan)
Expressway) to U.S. Route 41)
(Lake Shore Drive) in the City of)
Chicago, Cook County, Illinois.)

Chicago, Illinois
December 23, 2014

Met pursuant to notice at 10:00 a.m.

BEFORE:

LATRICE KIRKLAND-MONTAQUE, Administrative Law
Judge.

1 APPEARANCES:

2 MR. LAWRENCE PARRISH
3 100 West Randolph Drive, Suite 6-600
4 Chicago, Illinois 60601
5 Appearing on behalf of IDOT;

6 MR. THOMAS HEALY
7 17641 South Ashland Avenue
8 Homewood, Illinois 60430
9 Appearing on behalf of the Illinois Central
10 Railroad Company;

11 MR. BRIAN VERCROYSSSE
12 527 East Capitol Avenue
13 Springfield, Illinois 62701
14 Appearing ON behalf of Staff.

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21 SULLIVAN REPORTING COMPANY, by

22 Tracy L. Overocker, CSR

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I N D E X

<u>Witnesses:</u>	<u>Direct</u>	<u>Cross</u>	<u>By Examiner</u>
Andy Rabadi, P.E.	7	13	

E X H I B I T S

<u>Petitioner's</u>	<u>For Identification</u>	<u>In Evidence</u>
Nos. A through C	4	14

1 (Whereupon, IDOT Deposition
2 Exhibit Nos. A through C were
3 marked for identification.)

4 JUDGE KIRKLAND-MONTAQUE: By the power vested
5 in me by the State of Illinois and the Illinois
6 Commerce Commission, I now call Docket T14-0107.

7 This is in the matter of the
8 Department of Transportation of the State of Illinois
9 versus the Illinois Central Railroad Company and
10 Metropolitan Rail Corporation, otherwise known as
11 Metra, as respondents.

12 And we are here on a petition for an
13 order authorizing removal and replacement of existing
14 overpass structure SN 0161052 carrying Route 55
15 southbound lanes over existing Illinois Central
16 Railroad Company tracks and Metra tracks from the Dan
17 Ryan Expressway to Lake Shore Drive in the City of
18 Chicago.

19 May I have appearances, please,
20 starting with IDOT.

21 MR. PARRISH: Lawrence Parrish, IDOT. 100 West
22 Randolph, Suite 6-600, Chicago, Illinois 60602,

1 (312) 793-2965.

2 JUDGE KIRKLAND-MONTAQUE: Okay. And Illinois

3 Central?

4 MR. HEALEY: Good morning, your Honor. Thomas

5 Healey, H-e-a-l-e-y, on behalf of respondent,

6 Illinois Central Railroad Company.

7 JUDGE KIRKLAND-MONTAQUE: Okay.

8 MR. HEALEY: 17641 South Ashland Avenue in

9 Homewood, Illinois 60430. Telephone is

10 (708) 332-4381.

11 JUDGE KIRKLAND-MONTAQUE: And Staff?

12 MR. VERCRUYSSSE: Thanks, your Honor.

13 Brian Vercruysse, V-, as in Victor,

14 e-r-c-r-u-y-s-s-e, representing Rail Safety Section

15 Commission Staff, 527 East Capitol Avenue,

16 Springfield, Illinois 62701, (312) 636-7760. Thank

17 you.

18 JUDGE KIRKLAND-MONTAQUE: Okay. Mr. Parrish,

19 I'll give you the floor to present the petition.

20 MR. PARRISH: Thank you, your Honor. Good

21 morning.

22 Your Honor, one preliminary matter.

1 Our original petition listed only Illinois Central as
2 a respondent. We later filed an amended petition
3 which listed Illinois Central and Metra as the
4 overpass is going to go over the tracks of Illinois
5 Central and Metra, but we later discovered that the
6 Commission has no jurisdiction over Metra any way.

7 So just for the record, I wanted to
8 make it known that we intend to proceed on our
9 original petition where the respondent is only
10 Illinois Central.

11 JUDGE KIRKLAND-MONTAQUE: Okay. I will grant
12 you leave to amend the petition again to only reflect
13 the party -- respondent as Illinois Central Railroad
14 Company.

15 MR. PARRISH: Very well. Thank you, Judge.
16 And in keeping with that, we have one witness and
17 we'd like to call him now.

18 JUDGE KIRKLAND-MONTAQUE: Please raise your
19 right hand.

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1 (Witness sworn.)

2 ANDY RABADI, P.E.

3 called as a witness herein, having been first duly

4 sworn, was examined and testified as follows:

5 DIRECT EXAMINATION

6 BY

7 MR. PARRISH:

8 Q Will you state your name for the record,

9 please.

10 A Andy Rabadi.

11 Q And, Mr. Rabadi, are you employed with

12 IDOT?

13 A Yes.

14 Q What is your title with IDOT?

15 A Senior Railroad Engineer.

16 Q How long have you been employed with IDOT?

17 A About 13 years.

18 Q Are you familiar with the project that is

19 the subject of our petition today?

20 A Yes.

21 Q Were you involved in the planning of this

22 project?

1 A Yes.

2 Q I show you what has been marked as

3 Petitioner's Exhibit A.

4 MR. PARRISH: Your Honor, you have one?

5 JUDGE KIRKLAND-MONTAQUE: Yes.

6 BY MR. PARRISH:

7 Q And I ask you to take a look at it. Do you

8 recognize that document?

9 A Yes, I do.

10 Q And what is that document?

11 A This is a Construction and Maintenance

12 Agreement between the Illinois Department of

13 Transportation and the Illinois Central Railroad

14 Company.

15 Q And are -- the roles and responsibilities

16 of the two parties, IDOT and Illinois Central

17 Railroad, are they outlined in that agreement?

18 A Yes, they are.

19 Q Can you briefly describe the project?

20 A Sure. This project is Contract 60 L 70.

21 It is currently on the January 2015 letting by IDOT.

22 The estimated cost of the project is approximately

1 \$61,800,000.

2 The project scope of work is to
3 reconstruct the interchange of I-55, which is also
4 known as the Stevenson Expressway and the -- Lake
5 Shore Drive, which is also known as US 41.

6 The purpose of the project is to
7 improve safety, increase capacity and enhance
8 mobility for the motoring public in that area.

9 The contract involves the
10 reconstruction of a total of three ramp bridges in
11 the outbound direction only. If you look at
12 Exhibit B, the ramps that will be reconstructed as
13 part of this project are in light green, olive green.
14 So basically the two ramps that will be reconstructed
15 are northbound US 41 to westbound I-55 and southbound
16 US 41 to westbound I-55.

17 JUDGE KIRKLAND-MONTAQUE: Can you show me
18 again? So these -- the green are going to be
19 reconstructed?

20 THE WITNESS: Correct.

21 JUDGE KIRKLAND-MONTAQUE: Okay.

22 THE WITNESS: The -- in addition to the

1 reconstruction of the ramps, we are also
2 reconstructing three concrete retaining walls. We
3 will be installing overhead signing, surveillance
4 cameras and the -- we will be also relocating some of
5 the overhead catenary lines for the Metra tracks.
6 The Metra tracks there are the electric lines and
7 there are some overhead high-voltage wires that will
8 be relocated because they are currently attached to
9 our existing bridges and they need to be relocated as
10 part of this project as well.

11 The ramp that is denoted as "NW" from
12 north to west is currently one lane and the proposed
13 ramp will be two lanes once the project is completed.
14 As you'll note, the ramp -- the proposed ramp will be
15 built on an offset alignment. The existing ramp will
16 be left in its place during construction to maintain
17 traffic on the existing ramps.

18 JUDGE KIRKLAND-MONTAQUE: Is this existing?

19 THE WITNESS: Correct. This is the existing
20 ramp here and this is the proposed ramp.

21 The ramp that is noted as "SW" will
22 also be built on an offset alignment. It is

1 currently two lanes and the proposed ramp will also
2 be two lanes, but it will include now two shoulders
3 on each side, a 6-foot shoulder and a 10-foot
4 shoulder on both sides of the lanes.

5 As you see, the two ramps meet and
6 they become one structure and that is the structure
7 that goes over the two railroad companies.

8 The project will be constructed
9 utilizing multiple staging techniques and there will
10 be some limited closures and during those closures, a
11 detour will be placed.

12 BY MR. PARRISH:

13 Q Mr. Rabadi, I show you a document that's
14 been marked as Petitioner's Exhibit C and ask that
15 you take a look at it.

16 Do you recognize that document?

17 A Yes.

18 Q And what is that document?

19 A This document is called TS & L -- Type,
20 Size and Location -- Plans for the Bridge.

21 Q And do those plans more fully explain
22 exactly what IDOT intends to do with its

1 reconstruction over and above the aerial view that we
2 just provided?

3 A That is correct.

4 Q Are there any things you would like to
5 point out to the Commission here from those
6 documents?

7 A I just want to point out that the
8 structure -- the proposed structure will have
9 vertical clearance over the railroad tracks that will
10 exceed the minimum of 23.0 inches and the horizontal
11 clearances also have been improved because the piers
12 on both sides of the tracks are -- will be relocated
13 to the outside. So the new structure will have
14 enhanced, both vertical and horizontal clearance
15 adjacent to the tracks.

16 MR. PARRISH: Thank you, Mr. Rabadi.

17 I have no further questions.

18 JUDGE KIRKLAND-MONTAQUE: Okay. Mr. Healey, do
19 you have any questions for the witness?

20 MR. HEALEY: Just one.

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1 CROSS-EXAMINATION

2 BY

3 MR. HEALEY:

4 Q Mr. Rabadi, on Exhibit C it says, No free

5 fall back drains deck drains will be permitted in

6 span over tracks that's still the plan for the

7 construction?

8 A Yes.

9 MR. HEALEY: I have nothing further.

10 JUDGE KIRKLAND-MONTAQUE: Mr. Vercruysse?

11 MR. VERCruysse: No questions, your Honor.

12 JUDGE KIRKLAND-MONTAQUE: Okay. Mr. Parrish,

13 you want to --

14 MR. PARRISH: Your Honor, I would ask that

15 Exhibits A, B and C be accepted into evidence.

16 JUDGE KIRKLAND-MONTAQUE: Any objection?

17 MR. HEALEY: No objections, your Honor.

18 MR. VERCruysse: No objection.

19 JUDGE KIRKLAND-MONTAQUE: Petitioner's Exhibits

20 A, B and C are admitted.

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1 (Whereupon, Petitioner's
2 Exhibit Nos. A, B and C were
3 admitted into evidence.)

4 JUDGE KIRKLAND-MONTAQUE: Mr. Vercruysse, can
5 you give me Staff's position of the project on the
6 record, please.

7 MR. VERCruysse: Yes. Staff supports IDOT's
8 petition and the project itself. IDOT, Mr. Parrish,
9 has developed an agreed order that's been circulated
10 to the parties and is prepared to be sent to your
11 Honor, so either on the record or off the record
12 whatever your preference for sending it to you, we
13 can provide it and that's pretty much it. Thank you.

14 JUDGE KIRKLAND-MONTAQUE: Okay. And,
15 Mr. Healey, are you in agreement?

16 MR. HEALEY: Can we go off the record for just
17 a second?

18 JUDGE KIRKLAND-MONTAQUE: Sure.

19 (Discussion off the record.)

20 MR. HEALEY: I have nothing.

21 JUDGE KIRKLAND-MONTAQUE: You have no
22 objection?

1 MR. HEALEY: No objection, your Honor.

2 JUDGE KIRKLAND-MONTAQUE: So we can mark the
3 record heard and taken and if you have a draft order
4 ready to go -- this week is the deadline for -- there
5 is a bench session on December 17th. So if you want
6 it to be on that bench session, get it to me by, you
7 know, by afternoon -- early Friday is the latest that
8 I could probably get to it.

9 So that's it, we're marked and heard
10 and taken.

11 (Heard and taken.)

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